THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.24925 OF 2005

DATED:23.11.2005

Between:

S.Srinivas Reddy and another

…Petitioners

And

The District Collector, Ranga Reddy District

At Khairatabad, Hyderabad and others

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.24925 OF 2005

ORDER:

Second petitioner is wife of first petitioner. They are aggrieved by the alleged action of the respondents in dispossessing the petitioners from the land admeasuring Ac.0.38 gts. in S.No.45 situated in Veerapur Village, Kulakacherla Mandal, Ranga Reddy District, for the purpose of house sites without due process of law and without following the procedure under the Land Acquisition Act, 1894 (for short, the Act). Therefore, they seek a declaration that the action of the respondents is illegal and arbitrary.

Even according to the petitioners, in 1981 the Government initiated proceedings under the Act and by award dt.20.12.1984 passed by the Land

Acquisition Officer, Pargi, the land was acquired and as there was a dispute regarding claim and apportionment of the compensation, the matter was referred to Civil Court. In view of this statement, it cannot be said that the dispossession, as alleged, is in contravention of any law. When once award is passed under the Act, the owners of the land are divested of the title, and in that view of the matter, the petitioners cannot be said to have any locus to file Writ Petition. The petitioners' counsel alleges that so far compensation is not paid to the petitioners. To seek redressal with regard to such grievance, the petitioners are given liberty to approach the Revenue Divisional Officer for appropriate action. This Writ Petition is wholly misconceived.

The Writ Petition with the above observations is accordingly dismissed.

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(V.V.S.RAO, J)

23.11.2005

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